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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
JOSEPH RUIZ,)
)
Defendant.)

No. CR 10-0453 RS

STIPULATION AND ~~PROPOSED~~
ORDER EXCLUDING TIME UNDER
SPEEDY TRIAL ACT, 18 U.S.C. § 3161

On September 7, 2010, the parties in this case appeared before the Court for an initial appearance. At that time, the parties requested, and the Court agreed, to continue this matter for a hearing on review of bail and further setting on September 15, 2010. The parties agree that, taking into account the public interest in prompt disposition of criminal cases, good cause exists for this extension.

The defendant also agrees to exclude for this period of time any time limits applicable under 18 U.S.C. § 3161. The parties represented that granting the continuance was the reasonable time necessary for effective preparation of counsel. 18 U.S.C. § 3161(h)(7)(B)(iv). The parties also agreed that the ends of justice served by granting such a continuance outweighed

1 the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

2 SO STIPULATED:

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4 MELINDA HAAG
United States Attorney

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6 DATED: September 7, 2010

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8
9 /s/
BENJAMIN P. TOLKOFF
Assistant United States Attorney


10
11 DATED: September 7, 2010

12 /s/
JEFFREY BORNSTEIN
Attorney for JOSEPH RUIZ

13 For the reasons stated above, the Court finds that the continuation of this matter from
14 September 7 to September 15, 2010, is warranted and that the ends of justice served by the
15 continuance outweigh the best interests of the public and the defendant in a speedy trial. 18
16 U.S.C. §3161 (h)(7)(A). The failure to grant the requested continuance would deny the
17 defendant effective preparation of counsel, and would result in a miscarriage of justice. 18
18 U.S.C. §3161(h)(7)(B)(iv).

19
20 SO ORDERED.

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22 DATED: 9/15/10

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HONORABLE RICHARD SEEBORG
United States District Judge